



Atty. Dkt. No. 042049-0105

RCE IPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: André Jestic et al.

Title: CIRCOVIRUS SEQUENCES ASSOCIATED WITH PIGLET WEIGHT LOSS DISEASE (PWD)

Appl. No.: 10/718,264

Appl. Filing Date: 11/21/2003

Examiner: Ali Reza Salimi

Art Unit: 1648

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of a civil action under 35 U.S.C. § 145 or § 146 (unless the appeal or civil action is terminated).

1. **Submission required under 37 C.F.R. § 1.114:** (check items that apply)

a. Previously submitted:

Please enter and consider the amendment and/or reply previously filed on ____.

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b. Enclosed are:

[X] Amendment and Response Under 37 C.F.R. § 1.114 (31 pgs.).

[X] Enclosures:

- (a) Office action in Wang '961, paper 8 (9 pgs.);
- (b) US2002-0106639, pages 18 and 25 (2 pgs.);
- (c) Figure 6A from 60/069,750 (1 pg.);
- (d) Figure 4A from 60/069,233 (1 pg.);
- (e) raw BLASTn Results (32 pgs.)

[X] Information Disclosure Statement (3 pgs.).

[X] Form PTO-SB08 with copies of 6 of 8 listed references, (1 pg.).

[X] Other: Copies of articles (1) Allan (15 pgs.), (2) Fenaux (10 pgs.), (3) Grierson (4 pgs.), (4) Knell (9 pgs.), (5) Lekcharoensuk (11 pgs.), and (6) Wen (6 pgs.).

[X] Credit card payment form.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$790.00	= \$790.00
Total Claims:	84	-	20 = 64	x \$50.00	= \$3200.00
Independents	12	-	3 = 9	x \$200.00	= \$1800.00
First presentation of any Multiple Dependent Claims:			+	\$360.00	= \$0.00
CLAIMS FEE TOTAL:					= \$5790.00

[X] Applicants hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

[X] Extension for response filed within the first month:	\$120.00	1	\$120.00
[] Extension for response filed within the second month:	\$450.00		\$0.00
[] Extension for response filed within the third month:	\$1,020.00		\$0.00
[] Extension for response filed within the fourth month:	\$1,590.00		\$0.00
[] Extension for response filed within the fifth month:	\$2,160.00		\$0.00
	EXTENSION FEE SUBTOTAL:		\$120.00
	EXTENSION FEE ALREADY PAID:	-	\$0.00
	EXTENSION FEE TOTAL		\$120.00
	CLAIMS AND EXTENSION FEE TOTAL:		\$5910.00
[]	Small Entity Fees Apply (subtract ½ of above):		\$0.00
[]	Suspension of action requested under 37 C.F.R. § 1.103(c)		\$0.00
	TOTAL FEE:		\$5910.00

A credit card payment form in the amount of \$5910.00 to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment form being unsigned, providing incorrect information resulting in a rejected credit card transaction, or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 04-12-2006
FOLEY & LARDNER LLP
Customer Number: 22428
Telephone: (202) 672-5569
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By Stephen B. Maebius For SEAN A. PASSINO
Stephen B. Maebius
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